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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/540,166	03/31/2000	Scott A. Rosenberg	042390.P6729	2691

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EXAMINER

KOVALICK, VINCENT E

ART UNIT

PAPER NUMBER

2673

DATE MAILED: 02/12/2002

Please find below and/or attached an Office communication concerning this application or proceeding.

<b>Office Action Summary</b>	Application No.	Applicant(s)
	09/540,166	ROSENBERG
	Examiner	Art Unit
	Vincent E Kovalick	2673

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --  
**Period for Reply**

**A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM  
 THE MAILING DATE OF THIS COMMUNICATION.**

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

**Status**

1) Responsive to communication(s) filed on 31 March 2000.

2a) This action is FINAL.                            2b) This action is non-final.

3) Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

**Disposition of Claims**

4) Claim(s) 1-20 is/are pending in the application.

4a) Of the above claim(s) \_\_\_\_\_ is/are withdrawn from consideration.

5) Claim(s) \_\_\_\_\_ is/are allowed.

6) Claim(s) 1-20 is/are rejected.

7) Claim(s) \_\_\_\_\_ is/are objected to.

8) Claim(s) \_\_\_\_\_ are subject to restriction and/or election requirement.

**Application Papers**

9) The specification is objected to by the Examiner.

10) The drawing(s) filed on \_\_\_\_\_ is/are: a) accepted or b) objected to by the Examiner.

Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).

11) The proposed drawing correction filed on \_\_\_\_\_ is: a) approved b) disapproved by the Examiner.

If approved, corrected drawings are required in reply to this Office action.

12) The oath or declaration is objected to by the Examiner.

**Priority under 35 U.S.C. §§ 119 and 120**

13) Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).

a) All b) Some \* c) None of:

1. Certified copies of the priority documents have been received.

2. Certified copies of the priority documents have been received in Application No. \_\_\_\_\_.

3. Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

\* See the attached detailed Office action for a list of the certified copies not received.

14) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. § 119(e) (to a provisional application).

a) The translation of the foreign language provisional application has been received.

15) Acknowledgment is made of a claim for domestic priority under 35 U.S.C. §§ 120 and/or 121.

**Attachment(s)**

1) Notice of References Cited (PTO-892)                            4) Interview Summary (PTO-413) Paper No(s). \_\_\_\_\_ .

2) Notice of Draftsperson's Patent Drawing Review (PTO-948)                            5) Notice of Informal Patent Application (PTO-152)

3) Information Disclosure Statement(s) (PTO-1449) Paper No(s) \_\_\_\_\_ .                            6) Other: \_\_\_\_\_ .

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## **DETAILED ACTION**

1. This Office Action is in response to Applicant's Application No. 09/540,166 with a Filing Date of March 31, 2000.

### ***Claim Rejections - 35 USC § 103***

2. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

3. Claims 1-3, 5, 8-10, 12 and 15-17 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dye (USP 6,002, 411).

Relative to claims 1, 8 and 15, Dye **teaches** an integrated memory and graphics controller which includes improved data processing and graphical processing capabilities (col. 1, lines 7-10; col. 2, lines 28-67; col. 3, lines 1- 67; col. 4, lines 1-67 and col. 5, lines 1-63). Dye further **teaches** a system to refresh a display, the system comprising a memory to store at least one image frame such that content of the image frame is stored in a plurality of memory pages in the memory (col. 23, lines 59-65); and a display controller in communication with the memory to access the image

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frame and to send the image frame one memory page at a time to the display to refresh the display (col. 9, lines 6-10 and 38-42; col. 25, lines 22-39 and Fig. 2).

The difference between the teaching of Dye and that of the instant invention is that Dye considers audio aspects of the data being processed in addition to the graphical processing capabilities. It would have been obvious to a person of ordinary skill in the art at the time of the invention that the teaching of Dye satisfies the limitations of claims 1, 8 and 15.

Relative to claims 2, 9 and 16, Dye **teaches** said system further comprising a processor to perform drawing operations to generate images for the image frame, the processor marking memory pages corresponding to regions of the image frame that have been updated (col. 25, lines 29-43 and Fig. 23). It being understood that the Display Refresh Lists as taught by Dye functions a marker to indicated the memory address of the video data to be output to the display device.

Regarding claims 3, 10 and 17, Dye **teaches** said system wherein the display controller sends only the marked memory pages of the image frame to the display (col. 25, lines 22-28).

Relative to claims 5 and 12, it would have been obvious to a person of ordinary skill in the art the time of the invention that the capacity of the memory pages would be sufficient to accommodate the system data storage/processing, this would include memory page size of four Kilobytes if that is the system requirement.

4. Claims 4, 11 and 18 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dye as applied to claims 1, 8 and 15 respectively in item 3 hereinabove, and further in view of Broemmelsiek (USP 5,574,836).

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Relative to claims 4, 11 and 18, Dye **does not teach** said system wherein the image frame is divided into tiles representing two-dimensional regions of the image frame, each of the tiles is stored in one separate memory page.

Broemmelsiek **teaches** an interactive display apparatus (col. 3, lines 60-67 and col. 4, lines 1- 49); Broemmelsiek further **teaches** said system wherein the image frame is divided into tiles representing two-dimensional regions of the image frame, each of the tiles is stored in one separate memory page (col. 4, lines 32-47).

It would have been obvious to a person of ordinary skill in the art at the time of the invention to incorporate in the device as taught by Dye the feature as taught by Broemmelsiek in order to facilitate special handling of image data representing two-dimensional regions of the image frame.

5. Claims 6, 13 and 19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dye as applied to claims 1, 8 and 15 respectively in item 3 hereinabove, and further in view of Forkey (USP 5,733,246).

Regarding claims 6, 13 and 19, Dye **does not teach** the said system wherein the image frame is represented by a configuration where color components of a pixel are deposited in contiguous memory locations.

Forkey **teaches** a viewing instrument that can obtain color images of dimly illuminated objects (col. 4, lines 37-67 and col. 5, lines 1-21); Forkey further **teaches** the said system wherein the image frame is represented by a configuration where color components of a pixel are deposited in contiguous memory locations (col. 6, lines 63-67 and col. 7, lines 1-8).

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It would have been obvious to a person of ordinary skill in the art at the time of the invention to incorporate in the device as taught by Dye, the features as taught by Forkey in order to minimize color image processing time.

6. Claims 7, 14 and 20 are rejected under 35 U.S.C. 103(a) as being unpatentable over Dye as applied to claims 1, 8 and 15 respectively in item 3 hereinabove, and further in view of Drewry (USP 5,748,178).

Relative to claims 7, 14 and 20, Dye **does not teach** a system wherein the image frame is represented by a configuration where color components of a pixel are separated and deposited in multiple color planes.

Drewry **teaches** a digital video system and methods for efficient rendering of superimposed vector graphics (col. 2, lines 66-67; col. 3, lines 1-67 and col. 4, lines 1-4); Drewry further **teaches** a system wherein the image frame is represented by a configuration where color components of a pixel are separated and deposited in multiple color planes (col. 6, lines 12-22).

It would have been obvious to a person of ordinary skill in the art at the time of the invention to incorporate in the device as taught by Dye, the features as taught by Drewry in order to minimize color image processing time.

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***Conclusion***

7. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

U. S. Patent No. 6,263,426 Abdallah et al.

U. S. Patent No. 6,008,823 Rhoden et al.

U. S. Patent No. 5,596,376 Howe

U. S. Patent No. 5,486,876 Lew et al.

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***Responses***

8. Any inquiry concerning this communication or earlier communications from the examiner should be directed to **Vincent E. Kovalick** whose telephone number is **(703) 306-3020**. The examiner can normally be reached Monday-Thursday from 9:00 a.m. to 4:00 p.m.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, **Bipin Shalwala**, can be reached at **(703) 305-4938**.

**Any response to this action should be mailed to:**

Commissioner of Patents and Trademarks  
Washington, D.C. 20231

**or faxed to:**

**(703) 872-9314 (for Technology Center 2600 only)**

Hand-delivered responses should be brought to Crystal Park II, 2121 Crystal Drive, Arlington, VA, Sixth Floor (Receptionist).

***Inquires***

9. Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the Technology Center 2600 Customer Service Office whose telephone number is **(703) 306-0377**.

Vincent E. Kovalick



BIPIN SHALWALA  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 2600